

UNITED STATES ENVIRONMENTAL PROTECTION AGENCY

446300

REGION 2 290 BROADWAY NEW YORK, NY 10007-1866

DECEIVED

OCT 15 2002

URGENT LEGAL MATTER - - PROMPT REPLY NECESSARY

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

Frank Rizzo President Able Truck Repair, Ltd. 420 Paterson Plank Rd. Carlstadt, New Jersey 07072-2301

Re: Request for Information Pursuant to the Comprehensive Environmental Response,

Compensation, and Liability Act, 42 U.S.C. Section 9601 et seq., re: the Berry's Creek

Superfund Study Area, Bergen County, New Jersey.

Dear Mr. Rizzo:

The United States Environmental Protection Agency ("EPA") is charged with responding to the release or threat of release of hazardous substances, pollutants, and contaminants into the environment and with enforcement responsibilities under the Comprehensive Environmental Response, Compensation, and Liability Act, as amended ("CERCLA"), 42 U.S.C. Sections 9601-9675.

EPA has documented the release and threat of release of hazardous substances into the environment at the Berry's Creek Study Area, Bergen County, New Jersey (the "Study Area"). In response to the release and threat of release of hazardous substances at the Study Area, EPA has spent public funds and anticipates spending additional public funds pursuant to CERCLA.

Under CERCLA and other laws, responsible parties may be held liable for monies expended by the federal government in taking response actions at and around sites where hazardous substances have been released, including investigative, planning, removal, remedial and enforcement actions. Responsible parties also may be subject to orders requiring them to take response actions themselves. Responsible parties under CERCLA include, among others, the current and past owners or operators of a facility from which there has been a release or threatened release of hazardous substances, persons that arranged for the treatment or disposal of hazardous substances which were sent to such a facility, and persons that transported hazardous substances to such a facility.

The Study Area is the water body known as Berry's Creek, including the Berry's Creek Canal

Request for Information

in the Matter of the Berry's Creek Study Area, Bergen County, New Jersey

Able Truck Repair, Ltd.

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Request for Information Regarding Chemical Releases to the Berry's Creek Study Area

<u>Instructions</u>: As instructed in Question 16, please complete this form by marking the appropriate spaces. Indicate whether each of the chemicals listed has ever been released from the Site to the Berry's Creek Study Area, including creeks, ditches, or other water bodies, or wetlands. Follow additional instructions below. Return the completed form along with your other responses to the Request for Information in the Matter of the Berry's Creek Study Area, Bergen County, New Jersey. N/A signifies no information available.

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Name of person completing form

Company

Site (as defined in the "Instructions")

CERTIFICATION OF ANSWERS TO REQUEST FOR INFORMATION

State of N5
County of BECGN

I certify under penalty of law that I have personally examined and am familiar with the information submitted in this document (response to EPA Request for Information) and all documents submitted herewith, and that based on my inquiry of those individuals immediately responsible for obtaining the information, I believe that the submitted information is true, accurate, and complete, and that all documents submitted herewith are complete and authentic unless otherwise indicated. I am aware that there are significant penalties for submitting false information, including the possibility of fine and imprisonment. I am also aware that my company is under a continuing obligation to supplement its response to EPA's Request for Information if any additional information relevant to the matters addressed in EPA's Request for Information or the company's response thereto should become known or available to the company.

NAME (print or type)

TRANK-ROZO

GRes.

TITLE (print or type)

SIGNATURE

Sworn to before me this 27

day of Oct , 2002

Notary Public

AMTOINETTE I, WOUNA

NOTIONY PUBLIC OF NEW JERSEY My Commission Expires June 20, 2003 Able Trucking Repairs, Ltd.
420 Paterson Plank Road

P.O. Box 96 Carlstadt, New Jersey 07072





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